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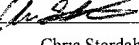
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| DOCKET NUMBER | ANTICIPATED CLASSIFICATION OF THIS APPLICATION: |          | PRIOR APPLICATION |          |
|---------------|---|----------|-------------------|----------|
|               | CLASS   | SUBCLASS | EXAMINER          | ART UNIT |
| 8076.110USC2  |   |          | Unknown           | Unknown  |

CERTIFICATE UNDER 37 CFR 1.10

"Express Mail" mailing label number EL920770625US  
 Date of Deposit October 4, 2001

I hereby certify that this paper or fee is being deposited with the U S Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, Washington, D C 20231

By   
 Name Chris Stordahl

CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

BOX PATENT APPLICATION  
 Commissioner for Patents  
 Washington, DC 20231

Dear Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. 09/433,322, filed on November 3, 1999 which is a continuation application of Serial No. 08/270,662 filed June 30, 1994 entitled RETROVIRAL VECTOR FOR THE TRANSFER AND EXPRESSION OF GENES FOR THERAPEUTIC PURPOSES IN EUKARYOTIC CELLS by the following inventor(s):

|                                 |   |                                    |  |
|---------------------------------|---|------------------------------------|--|
| Full Name<br><b>Of Inventor</b> | Family Name<br>COHEN-HAGUENAUER           | First Given Name<br>Odile          | Second Given Name                        |
| Residence & Citizenship         | City<br>Paris                             | State or Foreign Country<br>France | Country of Citizenship<br>France         |
| Post Office Address             | Post Office Address<br>35 Rue Cort Ambert | City<br>Paris                      | State & Zip Code/Country<br>75116 France |

1.  Enclosed is a copy of the prior application; including the specification, claims, drawings, oath or declaration showing the applicant's signature, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 51 pages of specification, 26 claims, 1 pages of abstract, 32 sheets of drawings, and 2 pages of oath or declaration.
- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
2.  Cancel original claims 2-26 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3.  The filing fee is calculated below:

**CLAIMS AS FILED**

| NUMBER FILED                   | NUMBER EXTRA | RATE                     | FEE             |
|--------------------------------|--------------|--------------------------|-----------------|
| <b>TOTAL CLAIMS:</b><br>20     | 0            | x<br><b>\$0.00</b>       | <b>0.00</b>     |
| <b>INDEPENDENT CLAIMS</b><br>8 | 5            | x<br><b>\$42.00</b>      | <b>210.00</b>   |
|                                |              | <b>BASIC FILING FEE:</b> | <b>\$370.00</b> |
|                                |              | <b>TOTAL FILING FEE:</b> | <b>580.00</b>   |
|                                |              |                          |                 |

4.  Small entity status is claimed pursuant to 37 CFR 1.27.
5.  Payment of fees:  
 Attached is a check in the amount of 580.00  
 Please charge Deposit Account No. 13-2725.
6.  Amend the specification by inserting before the first line the sentence:  
 "This application is a continuation of application Serial No. 09/433,322, filed November 3, 1999, which is a continuation of Serial No. 08/270,662 filed June 30, 1994, now abandoned, which application(s) are incorporated herein by reference."
7.  A set of formal drawings (32 sheets) is enclosed.
8.  Priority of application Serial No. 93 08015, filed on June 30, 1993 in France, is claimed under 35 U.S.C. 119.
9.  The certified copy has been filed in prior application Serial No. 09/433,322, filed November 3, 1999.
10.  The prior application is assigned of record to located at .
11.  The Power of Attorney in the prior application is to:  
 Merchant & Gould P.C.  
 Minneapolis, MN 55402-2215
12.  A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
- Fee for excess claims is attached.
- A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.

13.  The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
14.  A Nonpublication Request under 37 CFR 1.213(a) is enclosed.
15.  Also Enclosed: Information Disclosure Statement; PTO Form 1449; Declaration Regarding Deposit of Biological Material; Sequence Listing; Communication Regarding Sequence Listing; Communication Pursuant to 37 CFR 1.821(e); Computer readable form of Sequence Listing was filed in Parent application Serial No. 09/433,322. Applicants state that the paper copy form of the Sequence Listing section of the present application, and the computer readable form are the same.
16.  Address all future communications to the **Attention of Katherine M. Kowalchyk** (may only be completed by attorney or agent of record) at the address below.
17.  A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300



Date: Oct. 4, 2001

*Katherine M. Kowalchyk*  
Katherine M. Kowalchyk  
Reg. No. 36,848  
KMK/sef

S/N Unknown

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: COHEN-HAGUENAUER Examiner: Unknown  
Serial No.: Unknown Group Art Unit: Unknown  
Filed: October 4, 2001 Docket No.: 8076.110USC2  
Title: RETROVIRAL VECTOR FOR THE TRANSFER AND THE  
EXPRESSION OF GENESE HAVING A THERAPEUTICAL INTEREST  
IN EUKARYOTIC CELLS

CERTIFICATE UNDER 37 CFR 1.10

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By   
Chris Stordahl

COMMUNICATION PURSUANT TO 37 CFR §1.821(e)

Box Sequence  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The paper copy of the Sequence Listing in the application filed herewith, is identical to the computer readable copy of the Sequence Listing filed in application Serial No.09/433,322, filed November 3, 1999. In accordance with 37 CFR 1.821(e), please use the last filed computer readable form which was filed in that application on May 17, 2001 as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper copy of the Sequence Listing is included herewith.

Respectfully submitted,

MERCHANT & GOULD, P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Dated: October 4, 2001

By   
Katherine M. Kowalchyk  
Reg. No. 36,848

KMK/sef

S/N Unknown

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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By   
Chris Stordahl

COMMUNICATION RE: SEQUENCE LISTING

Box Sequence  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed herewith is a Communication pursuant to 37 CFR §1.821(e) to request to use a Sequence Listing submitted in a previously filed application.

In accordance with MPEP §2422.05, a paper copy of the Sequence Listing is included with this Preliminary Amendment. Accordingly, it is believed the application complies with the Sequence Listing requirements.

Respectfully submitted,

MERCHANT & GOULD, P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Dated: October 4, 2001

By   
Katherine M. Kowalchyk  
Reg. No. 36,848

KMK/sef